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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

January 2007 Grand Jury

UNITED STATES OF AMERICA, Plaintiff, v. JOSE GUIDO-RUIZ, Defendant.	Criminal Case No. 08 CR 0623 LAB
	INDICTMENT
	Title 8, U.S.C., Secs. 1326(a) and (b) - Attempted Entry After Deportation; Title 18, U.S.C., Sec. 1546(a) - Misuse of Entry Document

The grand jury charges:

Count 1

On or about January 28, 2008, within the Southern District of California, defendant JOSE GUIDO-RUIZ, an alien, knowingly and intentionally attempted to enter the United States of America with the purpose, i.e., conscious desire, to enter the United States without the express consent of the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security, after having been previously excluded, deported and removed from the United States to Mexico, and not having obtained said express consent to reapply for admission thereto; and committed an overt act to wit, crossing the border from Mexico into the United States,

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that was a substantial step toward committing the offense, all in violation of Title 8, United States Code, Sections 1326(a) and (b).

It is further alleged that defendant JOSE GUIDO-RUIZ was removed from the United States subsequent to August 21, 2003.

Count 2

On or about January 28, 2008, within the Southern District of California, defendant JOSE GUIDO-RUIZ, when applying for entry into the United States at the Port of Entry, San Ysidro, California, did personate another by presenting to a United States Department of Homeland Security Customs and Border Protection Officer, a document of entry, to wit, a DSP-150, Border Crossing card, bearing the name of Jose Rosario Osuna-Camacho, in order to gain admission into the United States; in violation of Title 18, United States Code, Section 1546(a).

DATED: March 5, 2008.

A TRUE BILL:

Foreperson

KAREN P. HEWITT
United States Attorney

By:
DOUGLAS KEEHN
Assistant U.S. Attorney